IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

TUESDAY THE TWELFTH DAY OF JUNE
TWO THOUSAND AND SEVEN
: PRESENT:
THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

CONTEMPT CASE NO: 389 of 2006

Between:
Thota Satyanarayana S/o Pundarikakshudu.

..... Petitioner

AND

1 The Executive Engineer, Roads & Buildings Department, Kakinada, E.G.Dist.
2 The Executive Engineer, Roads & Buildings Department, Ramachandrapuram, E.G. Dist.
3 The Ramachandrapuram Municipality, Ramachandrapuram, East Godavari District, rep. by its Commissioner Ms. B. Jyothilakshmi.
4 Sri Siva Koteswara Rao, Assistant Engineer, Ramachandrapuram Municipality, Ramachandrapuram.
(R 4 impleded as per court order dt.13-02-2006 vide CA.No.126 of 2006)
(R1 and R2 are not necessary)

.....Respondents

The Contempt Case filed under Sections 10 to 12 of Contempt of Courts Act praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to punish the Respondents under Section 10 to 12 of Contempt of the Courts Act for willful and deliberate disobedience of the orders of this Hon`ble Court dated: 09-12-2005 in WP. No. 26419 of 2005 and also the guidelines framed by this Hon`ble Court while effecting demolition of the buildings;

The contempt Case coming on for orders upon perusing the Case and the affidavit filed herein and the order of the High Court dated: 10-04-2006 made herein and upon hearing the arguments of Sri K. Chidambaram, Advocate for the petitioner and of Sri S. Nageswara Reddy, Advocate for the Respondent No. 3, the Court made the following

ORDER:

"Notice before admission was ordered by this Court on 10-04-2006. The 3rd respondent filed a counter affidavit. The fact that the building constructed by the petitioner was demolished, subsequent to the orders passed by this Court, is admitted.

Learned Standing Counsel submits that the petitioner had encroached into road margin; whereas the petitioner categorically stated that he purchased the property from previous owner, and constructed the building after obtaining permission from the Municipality.

***Prima facie,* this Court is of the opinion that the 3rd respondent committed Contempt of Court. She is directed to appear before this Court along with necessary record, on 22-06-2007.**

Post on 22-06-2007".

SD/-P. EKAMBARAM

DEPUTY REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. B. Jyothilakshmi, Commissioner, the Ramachandrapuram Municipality, Ramachandrapuram, East Godavari District. (BY RPAD/BY SPEED POST)
2. S i v a Koteswara Rao, Assistant Engineer, Ramachandrapuram Municipality, Ramachandrapuram. (BY RPAD)
3. One CC to Sri Sri K. Chidambaram, Advocate (OPUC)
4. One CC to Sri S. Nageswara Reddy, Advocate (OPUC)
5. One spare copy.

Ksv

HIGH COURT

LNRJ

DATE: 12-06-2007

NOTE: POST ON 22-06-2007

ORDER

C.C. No. 389 of 2007